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21

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA

24 SAN FRANCISCO/OAKLAND DIVISION

25
26 COLLEGE OF THE LAW, SAN
FRANCISCO a public trust and
institution of higher education duly
organized under the laws and the

Case No. 4:20-cv-03033-JST

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28 **PLAINTIFFS' REQUEST FOR
JUDICIAL NOTICE IN SUPPORT
OF REPLY BRIEF RE MOTION TO**

Constitution of the State of
California;
FALLON VICTORIA, an individual;
RENE DENIS, an individual;
TENDERLOIN MERCHANTS AND
PROPERTY ASSOCIATION, a
business association;
RANDY HUGHES, an individual; and
KRISTEN VILLALOBOS, an individual,

Plaintiffs,

v.

CITY AND COUNTY OF SAN
FRANCISCO, a municipal entity,

Defendant.

**ENFORCE STIPULATED
INJUNCTION (ECF. No. 126)**

**ASSIGNED FOR ALL PURPOSES
TO THE HONORABLE JON S.
TIGAR, COURTROOM 6**

Date: May 23, 2024
Time: 2:00 p.m.
Judge: Hon. Jon S. Tigar
Courtroom 6, 2nd Floor
1301 Clay Street, Oakland

Action Filed: 05/04/2020
Trial Date: (None set yet)

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12 Pursuant to Federal Rule of Evidence 201, Plaintiffs respectfully request that
13 this Court take judicial notice of **Exhibits 4 and 5** to the accompanying declaration
14 of Matthew D. Davis.

15 **Exhibit 4** is a Press Release issued by the Office of San Francisco Mayor
16 London Breed on May 6, 2024, and it can be viewed and downloaded at
17 [https://www.sf.gov/news/san-franciscos-april-tent-count-number-tents-and-
18 structures-city-streets-hits-new-low](https://www.sf.gov/news/san-franciscos-april-tent-count-number-tents-and-structures-city-streets-hits-new-low), which is a website maintained by Defendant
19 City and County of San Francisco. Thus, **Exhibit 4** is judicially noticeable because it
20 is a party admission (Federal Rule of Evidence 801) that “can be accurately and
21 readily determined from sources whose accuracy cannot reasonably be questioned.”
22 Federal Rule of Evidence 201(b)(2).

23 **Exhibit 5** is an announcement about the budget for the City and County of
24 San Francisco that was downloaded on May 9, 2024 from <https://www.sf.gov/budget->
25 [announcement](#), which is a website maintained by Defendant City and County of San
26 Francisco. Thus, **Exhibit 5** is judicially noticeable because it, “can be accurately and

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1 readily determined from sources whose accuracy cannot reasonably be questioned.”
2 Federal Rule of Evidence 201(b)(2).

3 Dated: May 9, 2024

WALKUP, MELODIA, KELLY & SCHOENBERGER

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